

**HOUSE JOURNAL
66TH LEGISLATURE
TWENTY-NINTH LEGISLATIVE DAY**

Helena, Montana
February 12, 2019

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Burnett. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representative Anderson, excused. Quorum present.

BILLS (Ricci, Chair): 2/12/2019

Correctly printed: **HB 93, HB 146, HB 274, HB 442, HB 443, HB 444, HB 445, HB 446, HB 447, SB 51.**

Correctly engrossed: **HB 173, HB 236, HB 267, HB 331.**

Transmitted to the Senate: **HB 93, HB 146, HB 274.**

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ballance, Chair): 2/11/2019
HB 34, do pass. Report adopted.
HB 226, do pass. Report adopted.

ENERGY, TECHNOLOGY AND FEDERAL RELATIONS (Zolnikov, Chair): 2/11/2019
HB 267, introduced bill, be amended as follows:

1. Title, page 1, line 7.

Following: "CONFIDENTIAL;"

Insert: "PROVIDING EXCEPTIONS;"

2. Page 1, line 27.

Following: "security"

Insert: " -- data disclosure"

Strike: "A"

Insert: "Except as provided in subsections (3) and (4), a"

3. Page 1, line 28.

Following: "specifically"

Insert: "required in subsection (3) or (4) or otherwise"

4. Page 1.

Following: line 30

Insert: "(3) A utility may disclose aggregated energy use data that is anonymous.

(4) A utility shall make energy use data collected from an advanced metering device available to a customer or to a customer's designee upon request of the customer."

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And, as amended, do pass. Report adopted.

JUDICIARY (Doane, Chair):

2/12/2019

HB 48, do pass. Report adopted.

HB 284, do pass. Report adopted.

HB 302, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

CONFERENCE COMMITTEE

on House Amendments to **Senate Joint Resolution 1**

Report No. 001, February 12, 2019

Mr. President and Mr. Speaker:

We, your Conference Committee met and considered House amendments to **Senate Joint Resolution 1** (reference copy -- salmon) and recommend this Conference Committee report be adopted.

And, recommend that **Senate Joint Resolution 1** (reference copy -- salmon) be amended as follows:

1. Page 3, line 1.

Following: "OR"

Insert: "or"

2. Page 3, line 2.

Following: "media"

Strike: ", LOBBYIST, OR MEMBER OF THE PUBLIC OR MEDIA"

For the Senate:

For the House:

Thomas, Chair
Blasdel

Skees, Vice Chair
Mandeville

MESSAGES FROM THE SENATE

Senate bill passed and transmitted to the House for concurrence:

2/6/2019

SB 151, introduced by S. Fitzpatrick

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MESSAGES FROM THE GOVERNOR

February 12, 2019

The Honorable Greg Hertz
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Speaker Hertz:

February 12, 2019

Representative Greg Hertz, Speaker
Montana House of Representatives
Capitol Building
Helena, MT 59601

Dear Speaker Hertz:

On Tuesday, February 12, 2019, I signed the following bills:

House Bill 117—Holmlund
House Bill 89—Morigeau
House Bill 62—Grubbs
House Bill 60—Buttrey

These bills have been delivered to the Secretary of State's Office.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House bills were introduced, read first time, and referred to committees:

HB 448, introduced by M. Funk, referred to Business and Labor.
HB 449, introduced by D. Fern, referred to Taxation.
HB 450, introduced by B. Tschida, K. White, referred to Business and Labor.
HB 451, introduced by J. Keane, referred to Natural Resources.
HB 452, introduced by J. Windy Boy, T. Runningwolf, M. Weatherwax, referred to State Administration.

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HB 453, introduced by J. Windy Boy, T. Runningwolf, M. Weatherwax, referred to Human Services.

The following Senate bill was introduced, read first time, and referred to committee:

SB 151, introduced by S. Fitzpatrick, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Tschida moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Skees in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 320 - Majority Leader Tschida moved consideration of **HB 320** be passed for the day. Without objection, so ordered.

HB 288 - Majority Leader Tschida moved consideration of **HB 288** be placed at the bottom of the second reading board. Without objection, so ordered.

SB 2 - Representative Fern moved **SB 2** be concurred in. Motion **failed** as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Curdy, Custer, DeVries, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lynch, Marler, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Windy Boy, Winter, Woods.
Total 47

Nays: Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, Doane, Dooling, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Gunderson, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.
Total 53

Voted absentee: Anderson, Aye.

Excused: Anderson.
Total 1

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Absent or not voting: None.

Total 0

SB 28 - Representative Keane moved **SB 28** be concurred in. Motion carried as follows:

Yeas: Anderson, Bachmeier, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Harvey, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Lynch, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.
Total 83

Nays: Abbott, Bahr, Bishop, Dudik, Dunwell, Farris-Olsen, Hamilton, Hayman, Keogh, Kerr-Carpenter, Krotkov, Marler, Morigeau, Olsen, Sullivan, Winter, Woods.
Total 17

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 15 - Representative Curdy moved **HB 15** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Buttrey, Caferro, Curdy, Custer, Dudik, Dunwell, Duram, Fern, Fitzgerald, Funk, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Loge, Lynch, Marler, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Ricci, Runningwolf, Ryan, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.
Total 57

Nays: Abbott, Bartel, Beard, Berglee, Brown B, Brown Z, Burnett, DeVries, Doane, Dooling, Dunn, Farris-Olsen, Fleming, Fuller, Galloway, Galt, Glimm, Gunderson, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Redfield, Regier, Sales, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.
Total 43

Voted absentee: Anderson, Aye.

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Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 25 - Representative Kelker moved **HB 25** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, Dooling, Dudik, Dunn, Dunwell, Farris-Olsen, Fern, Fitzgerald, Fleming, Funk, Galloway, Galt, Garcia, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.

Total 85

Nays: Bartel, Beard, Berglee, Brown B, Burnett, DeVries, Doane, Duram, Fuller, Glimm, Mortensen, Noland, Regier, Tschida, Zolnikov.

Total 15

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 105 - Representative Sullivan moved **HB 105** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 97

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Nays: Hayman, Lenz, Olsen.

Total 3

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 153 - Representative Kelker moved **HB 153** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, DeVries, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Morigeau, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Burnett, Doane, Moore E, Moore T, Mortensen, Redfield.

Total 6

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 172 - Representative Bedey moved **HB 172** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Caferro, Curdy, Custer, DeVries, Doane, Dudik, Dunn, Dunwell, Duram, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Lenz, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Sullivan,

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Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Mr. Speaker.
Total 85

Nays: Abbott, Burnett, Buttrey, Dooling, Farris-Olsen, Galt, Knudsen C, Knudsen R, Krotkov, Loge, Moore T, Regier, Smith, Stewart Peregoy, Zolnikov.
Total 15

Voted absentee: Anderson, Aye.

Excused: Anderson.
Total 1

Absent or not voting: None.
Total 0

HB 236 - Representative Fern moved **HB 236** do pass.

HB 236 - Representative Fern moved **HB 236**, second reading copy, be amended as follows:

1. Page 2, line 23.

Strike: "if"

Insert: "when"

Amendment adopted as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Voted absentee: Anderson, Aye.

Excused: Anderson.
Total 1

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Absent or not voting: Morigeau.

Total 1

HB 236 - Representative Fern moved **HB 236**, as amended, do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bahr, Ballance, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, DeVries, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Funk, Garcia, Garner, Glimm, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lynch, Mandeville, Marler, McKamey, Moore E, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Read, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Vinton, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 67

Nays: Anderson, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Doane, Dooling, Dunn, Fleming, Fuller, Galloway, Galt, Gunderson, Knudsen C, Knudsen R, Lenz, Loge, Manzella, Mercer, Moore T, Mortensen, Noland, Redfield, Regier, Ricci, Tschida, Usher, Webb, White, Zolnikov, Mr. Speaker.

Total 33

Voted absentee: Anderson, No.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 296 - Representative C. Knudsen moved **HB 296** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Holmlund, Hopkins, Jones, Kassmier, Keane, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Perry, Pierson, Read, Redfield, Regier, Ricci, Runningwolf, Sales, Shaw, Skees, Stewart Peregoy, Tschida, Usher, Weatherwax, Webb, Welch, White, Windy Boy, Zolnikov, Mr. Speaker.

Total 71

Nays: Abbott, Caferro, Curdy, Dunwell, Farris-Olsen, Fern, Funk, Hamilton, Hamlett, Harvey, Hayman, Karjala, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lynch, Marler, Olsen, Peppers, Pope, Ryan, Schreiner, Smith, Sullivan, Sweeney, Vinton, Winter, Woods.

Total 29

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Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 299 - Representative Krotkov moved **HB 299** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bedey, Bessette, Bishop, Brown Z, Buttrey, Caferro, Curdy, Custer, DeVries, Dooling, Dudik, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fuller, Funk, Galloway, Garcia, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lynch, Marler, McKamey, Moore E, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 64

Nays: Bartel, Beard, Berglee, Brown B, Burnett, Doane, Dunn, Fleming, Galt, Glimm, Gunderson, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Lenz, Loge, Mandeville, Manzella, Mercer, Mortensen, Noland, Read, Redfield, Regier, Ricci, Skees, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 36

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 304 - Representative Morigeau moved **HB 304** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Berglee, Bessette, Bishop, Brown Z, Caferro, Curdy, Custer, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Funk, Garner, Greef, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Hopkins, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lynch, Marler, McKamey, Moore T, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Regier, Runningwolf, Ryan, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods, Zolnikov.

Total 58

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Nays: Ballance, Bartel, Beard, Bedey, Brown B, Burnett, Buttrey, DeVries, Doane, Dooling, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Glimm, Gunderson, Holmlund, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, Mercer, Moore E, Mortensen, Noland, Read, Redfield, Ricci, Sales, Tschida, Usher, Vinton, Webb, White, Mr. Speaker.

Total 42

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 308 - Representative Bachmeier moved **HB 308** do pass. Motion carried as follows:

Yeas: Abbott, Bachmeier, Bessette, Bishop, Brown Z, Burnett, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Garner, Grubbs, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Karjala, Keane, Kelker, Keogh, Kerr-Carpenter, Krautter, Krotkov, Lynch, Marler, McKamey, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Sales, Schreiner, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Welch, Windy Boy, Winter, Woods.

Total 51

Nays: Anderson, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Buttrey, DeVries, Doane, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Glimm, Greef, Gunderson, Jones, Kassmier, Knudsen C, Knudsen R, Lenz, Loge, Mandeville, Manzella, Mercer, Moore E, Moore T, Mortensen, Mr. Speaker, Noland, Read, Redfield, Regier, Ricci, Shaw, Skees, Smith, Tschida, Usher, Vinton, Webb, White, Zolnikov, Mr. Speaker.

Total 49

Voted absentee: Anderson, No.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 316 - Representative White moved **HB 316** do pass. Motion carried as follows:

Yeas: Anderson, Bachmeier, Bahr, Ballance, Bartel, Bedey, Bessette, Bishop, Brown B, Caferro, Curdy, Custer, Dooling, Dudik, Dunwell, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Garcia, Garner, Greef, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund,

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Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Krotkov, Lenz, Loge, Lynch, Manzella, Marler, McKamey, Mercer, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Vinton, Weatherwax, Welch, White, Windy Boy, Woods.

Total 72

Nays: Abbott, Beard, Berglee, Brown Z, Burnett, Buttrey, DeVries, Doane, Dunn, Duram, Galloway, Galt, Glimm, Knudsen C, Knudsen R, Krautter, Mandeville, Moore E, Moore T, Schreiner, Skees, Tschida, Usher, Webb, Winter, Zolnikov, Mr. Speaker.

Total 27

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: Grubbs.

Total 1

HB 331 - Representative Fitzgerald moved **HB 331** do pass.

HB 331 - Representative Zolnikov moved **HB 331**, second reading copy, be amended as follows:

1. Page 1, line 22.

Following: "reserves;"

Insert: "and"

2. Page 1, line 24 through line 25.

Strike: "; and" on line 24 through "appropriate" on line 25

Amendment adopted as follows:

Yeas: Anderson, Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Kelker, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Pope, Read, Redfield, Regier, Runningwolf, Ryan, Sales, Shaw,

Skees, Smith, Stewart Peregoy, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.

Total 76

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Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Farris-Olsen, Fern, Harvey, Keane, Keogh, Kerr-Carpenter, Lynch, Marler, Olsen, Peppers, Perry, Pierson, Ricci, Schreiner, Sullivan, Sweeney, Winter.

Total 24

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 331 - Representative Fitzgerald moved **HB 331**, as amended, do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Bessette, Bishop, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: Berglee, Brown B, Manzella, Redfield, Skees, Webb.

Total 6

Voted absentee: Anderson, Aye.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 334 - Representative Mercer moved **HB 334** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman,

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Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted absentee: Anderson, Aye.

Excused: Anderson.
Total 1

Absent or not voting: None.
Total 0

HB 347 - Representative Greef moved **HB 347** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted absentee: Anderson, Aye.

Excused: Anderson.
Total 1

Absent or not voting: None.
Total 0

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HB 348 - Representative Noland moved **HB 348** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: Brown Z, Pierson, Winter.
Total 3

Voted absentee: Anderson, Aye.

Excused: Anderson.
Total 1

Absent or not voting: None.
Total 0

HB 288 - Representative Caferro moved **HB 288** do pass. Motion carried as follows:

Yeas: Abbott, Anderson, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.
Total 100

Nays: None.
Total 0

Voted absentee: Anderson, Aye.

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Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

Majority Leader Tschida moved the Committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Skees moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Abbott, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Burnett, Buttrey, Caferro, Curdy, Custer, DeVries, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 98

Nays: Skees.

Total 1

Voted absentee: None.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

JUDICIARY (Doane, Chair):

2/12/2019

HB 173, introduced bill, be amended as follows:

1. Page 1, line 20.

Following: "(1)(c)"

Strike: "and (1)(d)"

Insert: "through (1)(e)"

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2. Page 1, line 30.

Following: "facility;"

Strike: "or"

3. Page 2, line 5.

Following: "service"

Strike: "."

Insert: "; or"

4. Page 2, line 6 through line 7.

Strike: subsection (viii) in its entirety

Insert: "(viii) a student of an elementary, middle, junior high, or high school, whether public or nonpublic, and the perpetrator is an employee, contractor, or volunteer of that school who regularly has contact with students."

5. Page 2, following line 14.

Insert: "(e) Subsection (1)(b)(viii) does not apply if the individuals are married to each other and one of the individuals involved is a student of the school and the other individual is an employee, contractor, or volunteer of that school."

6. Page 3, line 19.

Following: "(5)(b)"

Strike: "and (5)(c)"

Insert: "through (5)(d)"

7. Page 3, line 26.

Following: "facility;"

Strike: "or"

8. Page 4, line 1.

Following: "service"

Strike: "."

Insert: "; or"

9. Page 4, line 2 through line 3.

Strike: subsection (v) in its entirety

Insert: "(v) a student of an elementary, middle, junior high, or high school, whether public or nonpublic, and the perpetrator is an employee, contractor, or volunteer of that school who regularly has contact with students."

10. Page 4.

Following: line 9

Insert: "(d) Subsection (5)(a)(v) does not apply if the individuals are married to each other and one of the individuals involved is a student of the school and the other individual is an employee, contractor, or volunteer of that school."

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And, as amended, do pass. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 93 passed as follows:

Yeas: Bachmeier, Ballance, Bartel, Beard, Bedey, Berglee, Bishop, Brown B, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fern, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Holmlund, Hopkins, Jones, Kassmier, Kelker, Keogh, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Noland, Peppers, Perry, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Sales, Shaw, Skees, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 70

Nays: Abbott, Bahr, Bessette, Brown Z, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Funk, Hamilton, Harvey, Hayman, Karjala, Keane, Kerr-Carpenter, Krotkov, Lynch, Marler, Olsen, Pierson, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Windy Boy, Winter, Woods.

Total 29

Voted absentee: None.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 146 passed as follows:

Yeas: Ballance, Bartel, Beard, Bedey, Berglee, Brown B, Burnett, Buttrey, Custer, DeVries, Doane, Dooling, Dunn, Duram, Fitzgerald, Fleming, Fuller, Galloway, Galt, Garcia, Garner, Glimm, Greef, Grubbs, Gunderson, Hamlett, Holmlund, Hopkins, Jones, Kassmier, Knudsen C, Knudsen R, Krautter, Lenz, Loge, Mandeville, Manzella, McKamey, Mercer, Moore E, Moore T, Mortensen, Noland, Read, Redfield, Regier, Ricci, Sales, Shaw, Skees, Tschida, Usher, Vinton, Webb, Welch, White, Zolnikov, Mr. Speaker.

Total 58

Nays: Abbott, Bachmeier, Bahr, Bessette, Bishop, Brown Z, Caferro, Curdy, Dudik, Dunwell, Farris-Olsen, Fern, Funk, Hamilton, Harvey, Hayman, Karjala, Keane, Kelker, Keogh,

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Kerr-Carpenter, Krotkov, Lynch, Marler, Morigeau, Olsen, Peppers, Perry, Pierson, Pope, Runningwolf, Ryan, Schreiner, Smith, Stewart Peregoy, Sullivan, Sweeney, Weatherwax, Windy Boy, Winter, Woods.

Total 41

Voted absentee: None.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

HB 274 passed as follows:

Yeas: Abbott, Bachmeier, Bahr, Ballance, Bartel, Beard, Bedey, Berglee, Bessette, Bishop, Brown B, Brown Z, Buttrey, Caferro, Curdy, Custer, Doane, Dooling, Dudik, Dunn, Dunwell, Duram, Farris-Olsen, Fern, Fitzgerald, Fleming, Fuller, Funk, Galloway, Galt, Garcia, Garner, Greef, Grubbs, Gunderson, Hamilton, Hamlett, Harvey, Hayman, Holmlund, Hopkins, Jones, Karjala, Kassmier, Keane, Kelker, Keogh, Kerr-Carpenter, Knudsen C, Knudsen R, Krautter, Krotkov, Lenz, Loge, Lynch, Mandeville, Manzella, Marler, McKamey, Mercer, Moore E, Moore T, Morigeau, Mortensen, Olsen, Peppers, Perry, Pierson, Pope, Read, Redfield, Regier, Ricci, Runningwolf, Ryan, Sales, Schreiner, Shaw, Skees, Smith, Stewart Peregoy, Sullivan, Sweeney, Tschida, Usher, Vinton, Weatherwax, Webb, Welch, White, Windy Boy, Winter, Woods, Zolnikov, Mr. Speaker.

Total 95

Nays: Burnett, DeVries, Glimm, Noland.

Total 4

Voted absentee: None.

Excused: Anderson.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Majority Leader Tschida moved to re-refer **HB 25** to the Appropriations Committee. Without objection, so ordered.

Majority Leader Tschida moved to re-refer **HB 172** to the Appropriations Committee. Without objection, so ordered.

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UNFINISHED BUSINESS

Mr. Speaker, I move that the following undersigned name be **ADDED** as sponsor to **HJR 13**. Motion carried.

HJR 13 (D. Dunn, Chief Sponsor)
A. Olsen.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Tschida moved the House adjourn until 1:00 p.m., Wednesday, February 13, 2019. Motion carried.

House adjourned at 2:28 p.m.

LINDSEY VROEGINDEWEY
Chief Clerk of the House

GREG HERTZ
Speaker of the House